



08/420503 #2/A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. 4544-011-25 DIV

HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS
WASHINGTON, D.C. 20231

Sir: This is a request for filing a

☐ Continuation

application under 37 C.F.R. §1.60,

☒ Divisional

of copending prior application Serial No. 08/049,231, filed on April 19, 1993
of Michael D. Quinn et al. (Inventor(s)) for THERMODILUTION
CATHETER HAVING A SAFE, FLEXIBLE HEATING ELEMENT (title
of invention)

1. "Enclosed is a copy of the latest inventor-signed prior application, including a copy of the oath or Declaration showing the original signature or an indication it was signed. I hereby verify that the papers are a true copy of the latest signed prior application Serial No. 07/647,578, now abandoned, and further that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon."
2. ☐ A verified statement to establish Small Entity status under 37 CFR 1.9 and 1.27

☐ is enclosed

☐ was filed in prior application Serial No. _____, and such status is still proper and desired (37 CFR 1.28(a)).
3. ☒ The filing fee is calculated below:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY PRELIMINARY
AMENDMENT AND/OR AMENDMENT BELOW

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS	14-20 =	0	X \$ 22 =	\$
	INDEPENDENT	3-3 =	0	X \$ 76 =	\$
	MULTIPLE DEPENDENT CLAIMS			+ \$240 =	\$
				BASIC FEE	\$730.00
				TOTAL OF ABOVE CALCULATIONS=	\$
	Reduction by 50% for filing by Small Entity				\$
TOTAL					\$730.00

4. ☒ The Commissioner is hereby authorized to charge any fees which may be required for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to Account No. 15-0030. A duplicate copy of this sheet is enclosed.
5. ☒ A check in the amount of \$730.00 is enclosed.
6. ☒ Cancel Claims 2-44.
7. ☒ Amend the specification by inserting before the first line the sentence:

a' → This is a _ Continuation, **X** Division, of application Serial No. **08/049,231** filed on **April 19, 1993**, which is a continuation of application Serial No. **07/647,578** filed on **January 29, 1991**, now abandoned →

8. ☒ Four sheets of drawings are enclosed.
9. ☐ Priority of the following foreign application(s) is claimed under 35 U.S.C. 119:

Country

Application No.

Month/Day/Year

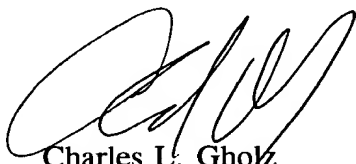
The certified copy(s) of the corresponding Convention Application(s):

- ☐ were filed in prior application Serial No. _____, filed _____.
- ☐ are being submitted herewith.
- ☐ will be submitted prior to payment of the Final Fee.
10. ☒ The prior application is assigned to: **BAXTER HEALTHCARE CORPORATION**.
11. ☒ The Associate Power of Attorney in the prior application is to: Charles L. Gholz, Reg. No. 26,395, of OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C., Fourth Floor, 1755 Jefferson Davis Highway, Arlington Virginia 22202.
 - a. ☐ The power appears in the original papers of the prior application.
 - b. ☒ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

- c. ☒ Recognize as Associate Attorney and address all future communication to: Charles L. Gholz, Reg. No., 26,395 and Richard A. Neifeld, Reg. No., 35,299 all of OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C., Fourth Floor, 1755 Jefferson Davis Highway, Arlington, Virginia, 22202.
12. ☒ Preliminary Amendment including a 37 CFR 1.604 Request is enclosed.
13. ☒ Also enclosed: **37 CFR 1.67 Supplemental Declaration from the Grandparent Application, draft Form PTO-850, and Attachment to draft Form PTO-850**

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



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